

**CALIFORNIA ENERGY COMMISSION**1516 NINTH STREET  
SACRAMENTO, CA 95814-5512**NOTICE OF RECEIPT OF THE  
EMERGENCY PERMITTING PROPOSAL  
FOR THE CALPEAK POWER, LLC, ENTERPRISE #7, ESCONDIDO  
Docket No. 01-EP-10**

On May 8, 2001, CalPeak Power, LLC (CalPeak) filed an emergency permitting application for the CalPeak Power Enterprise #7 Escondido (Escondido). Supplemental information was submitted on May 16 and 17, 2001. The Energy Commission staff has reviewed the application and determined it is complete. This project is being reviewed under Public Resources Code section 25705, which grants the Energy Commission emergency permitting authority, and Executive Order D-26-01, issued February 8, 2001, and Executive Order D-28-01 issued March 7, 2001. **In Executive Order D-26-01 and D-28-01 the Governor ordered the Energy Commission and other relevant state and local agencies to expedite review of proposed thermal power plants for construction and operation on an emergency basis by September 30, 2001.** Staff has begun an expedited 'fatal-flaw' analysis of the project. A site visit and public hearing will be held in Escondido on May 24, 2001. Staff expects the Energy Commission to make a final decision on this project within three weeks. The application is available at <http://www.energy.ca.gov/sitingcases/peakers>.

This project is being considered outside of the Energy Commission's normal power plant permitting process. Under Public Resources Code section 25705, if the legislature or the Governor declares a state of energy emergency, the Commission has emergency authority to order the construction and use of generating facilities under terms and conditions it specifies to protect the public interest. This authority can be invoked only if the Legislature or Governor declares a state of emergency and the Commission determines that all reasonable conservation, allocation, and service restriction measures may not alleviate an energy supply emergency. The Governor declared a state of emergency on January 17, 2001. On February 8 and March 7, the Governor issued several executive orders and declared that all reasonable conservation, allocation, and service restriction measures may not alleviate an energy supply emergency.

In Executive Order D-26-01 and D-28-01, the Governor ordered the Energy Commission to expedite the processing of applications for peaking and renewable power plants that can be on line by September 30, 2001. The Governor also declared that these projects are emergency projects under Public Resources Code section 21080(b)(4), and are thereby exempt from the requirements of the California Environmental Quality Act (CEQA). A summary of the emergency permitting process, including the proposed schedule, and a checklist showing the information required in an application, can be found on the web at <http://www.energy.ca.gov/sitingcases/peakers/documents/index.html>. A copy of this summary is attached to this notice.

## **PROJECT DESCRIPTION**

The Escondido project is 49.5 megawatt (MW) simple-cycle natural gas fired power plant and associated facilities to be located on a 2.95 acre site, zoned M-1 (light industrial) that is westerly of the southern extent of North Enterprise Street, in the City of Escondido, in San Diego County.

Approximately 1,200 feet of new electric transmission line will be needed to connect the facility to an existing San Diego Gas and Electric (SDG&E) substation, routed along the adjacent right of way. This work will be completed by SDG&E.

Natural Gas will be provided via an SDG&E constructed gas connection to an existing main 1000 feet distant. The entire length of new gas line construction will be buried in the existing roadbed of North Enterprise.

Water will be provided by the city through a service system already on the site. Water will be used principally for periodic evaporative cooling and will be recycled for that purpose on site. All water used will be treated through a filtration system. No process water will be discharged. Since the facility is to be operated unmanned, no other discharges are anticipated.

Storm water flows from the site would be directed to an existing storm system that drains Enterprise Road. Best management practices (BMP) will be implemented. Only limited and contained hazardous materials will be on site, reducing any risk of storm water contamination. Similarly, all oils kept on site for plant operations would be self-contained, and removed only by qualified personnel.

Aqueous ammonia (19.5% solution) will be the only significant hazardous material on site, stored in a 12,000 gallon single-wall tank, located in an appropriate concrete containment area. The containment will contain ammonia detectors with automatic alarms.

Emissions of NO<sub>x</sub> from the plant will be controlled to 3 ppm through use of selective catalytic reduction (SCR) equipment.

A construction schedule of approximately four months is planned, and CalPeak plans commercial operation to begin prior to September 30, 2001.

## **PUBLIC PARTICIPATION**

Staff has begun an expedited 'fatal-flaw' analysis of the project. A hearing will be held on May 24, 2001 in Escondido at City Hall. The meeting is scheduled to begin at 5:30 P.M. This hearing will provide the public as well as local, state and federal agencies the opportunity to ask questions about, and provide input on, the proposed project. A notice for this hearing will be mailed, but anyone interested in attending is encouraged to check the Energy Commission's Internet page at [www.energy.ca.gov/sitingcases/peakers](http://www.energy.ca.gov/sitingcases/peakers). This web site will include information on the status of the project, copies of notices and other relevant documents, and includes

instructions for signing up for the project's email list-server. If you have questions or would like additional information on how to participate in the Energy Commission's review of the project, please contact Robert Worl, Siting Project Manager, at (916) 651-8853 or by e-mail at [rworl@energy.state.ca.us](mailto:rworl@energy.state.ca.us).

If you want information on how you can participate in the Energy Commission's review of the project, please contact Ms. Roberta Mendonca, the Energy Commission's Public Adviser, by e-mail at [pao@energy.state.ca.us](mailto:pao@energy.state.ca.us). For information regarding sites in Northern California, call toll free (877) 602-4747, and for sites in Southern California, call toll free (800) 273-4459. If you require special accommodations to attend a workshop, please call Robert Sifuentes at (916) 654-5004, at least five days before a workshop. The status of the project, copies of notices and other relevant documents are also available on the Energy Commission's Internet web page at <http://www.energy.ca.gov/sitingcases>. News media inquiries should be directed to Assistant Director, Claudia Chandler, at (916) 654-4989.

This notice of receipt has been mailed to property owners located adjacent to the project site and any of the project-related facilities. By being on the mailing list, you will receive notices of all project-related activities and notices when documents related to the project's evaluation are available for review. If you want your name removed from the mailing list, please contact Mary Dyas, Siting Project Assistant, at (916) 651-8891, or by e-mail at [mdyas@energy.state.ca.us](mailto:mdyas@energy.state.ca.us).

#### **AVAILABILITY OF THE APPLICATION**

Copies of the application are available for public inspection at the following libraries:

Escondido Public Library  
239 South Kalmia Street  
Escondido, CA 92025

East Valley Branch Library  
2245 East Valley Parkway  
Escondido, CA 92027

Valley Center Public Library  
29115 Valley Center Road  
Valley Center, CA 92082

Copies are also available at the Energy Commission's Library in Sacramento, the California State Library in Sacramento, and at public libraries in Los Angeles, San Francisco, San Diego, Fresno, and Eureka. In addition, copies are being distributed to those public agencies that would normally have jurisdiction except for the Energy Commission's exclusive authority to certify sites and related facilities.

DATE: \_\_\_\_\_

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ROBERT L. THERKELSEN, Deputy Director  
Systems Assessment & Facilities Siting

Mailed to property owner list.